GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

PS – PRED – Sri A. Shamshuddin, formerly Asst.Engineer, Macherla, now DEE, PR, V&QC SD, Markapur, Prakasam District (Retired) – Allegations on irregularities in execution of some Individual Sanitary Latrines units were sanctioned to in-eligible bogus beneficiaries – An amount of Rs.3,200/- relating to the value of 2 ISL units was recovered and remitted to MP General funds – Disciplinary proceedings initiated by disciplinary authority under Rule-20 of APCS (CC&A) Rules, 1991 is void as per APRP Rules, 1980 – Further action dropped – Orders – Issued.

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PANCHAYAT RAJ & RURAL DEVELOPMENT (VIG-II) DEPARTMENT

G.O.Rt.No.119 **Dated:04-03-2021**

Read the following:-

1)GA(V&E)Department Appraisal Note No.3 Dated:07-02-2001.
2)Govt.Memo.No.596/VS-II/A2/2001-2 PR&RD Dept.,Dt:28-2-2002.
3)From Engineer-in-Chief, PR, Hyd.,Lr.No.V2/1/6341/2002, Dt:11-5-2006.
4)From Engineer-in-Chief, PR,Vijayawada Lr.No.Vig.III/6341/2002 Dt:21-03-2019.
5)Govt.Memo.No.PREOVIG(VAE)/15/Vig-II/2019 PR&RD(Vig-II)Dept.Dt:28-11-2019.
6)From Engineer-in-Chief(PR),Vijayawada Lr.No.Vig.III/6341/2002 Dt: 2-9-2020.

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O R D E R:

The General Administration (V&E) Department in the reference 1st read above, conducted a random and detailed survey on the implementation of Individual Sanitary Latrines (ISL) Programme in Warangal, Nizamabad, Adilabad, Karimnagar, East Godavari, West Godavari and Guntur Districts. They have reported that some ISL units were sanctioned to in-eligible bogus beneficiaries and payments were made without construction of ISL units by fabricating entries in M.Books and requested to issue suitable instructions to concerned authorities to initiate disciplinary action against the officers concerned. Accordingly, the Government in the reference 2nd read above, requested the Engineer-in-Chief (PR) to initiate disciplinary action against the persons responsible for the irregularities committed, in consultation with Commissioner of Panchayat Raj & Rural Employment and send report to Govt. for conducting common enquiry under rule 24 of APCS(CCA)Rules, 1991.

2. The Vigilance & Enforcement Department noticed that out of (34) ISL units completed against (45) units sanctioned in Jammalemadugu (v) of Macherla (M), Guntur District, it is found that two units sanctioned to Smt. Durgampudi Alivelamm and Smt. Durgampudi Nagamma had received altogether Rs.3,200/-@ Rs.1600/- each, but not constructed the latrines. The officers found responsible were Sri J. Atchaiah, the then MPDO & Sri. Shamshuddin Ahmed, Asst.Engineer, Macherla. Hence it was recommended that suitable action may be initiated against the erring officials besides effecting recovery from the concerned beneficiaries.

3. In the reference 4th read above, the Engineer-in-Chief (PR) has stated that in his earlier report in the reference 3rd read above, it was submitted that an amount of Rs.3200/- was recovered @ Rs.1600/- from the beneficiaries each for which the Govt. was requested to drop further action against the above individuals and requested to issue necessary orders in the matter as Sri A. Shamsuddin Ahmed, Assistant Engineer, was going to be retired on 30-11-2019 on attaining the age of superannuation.

4. In the reference 5th read above, the Engineer-in-Chief (PR), has been directed to initiate disciplinary action against Sri A. Shamshuddin, the then Assistant Engineer, Macherla under APCS (CC&A) Rules, 1991 being a competent authority and conclude the disciplinary proceedings at his end. The Engineer-in-Chief(PR) Vijayawada vide his proceedings dated:19-6-2020, has framed article of charges against the above individual after retirement.

5. In this regard, it is observed that, the Chief Executive Officer, ZPP, Guntur in his letter dt:20-9-2003 has reported to the Collector, Guntur that the amount of Rs.3,200/- relating to the value of (2) ISL units was recovered from the individuals and remitted to MP General funds. It was further reported that Sri J. Atchaiah, former MPDO was retired from service more than 4 years back. He has also stated that Sri A. Shamshuddin, Assistant Engineer, has stated that the beneficiaries misled him by showing the latrines of their relatives and requested to excuse him and drop further action against him. The Chief Executive Officer, ZPP, Guntur has requested the District Collector to drop further action in the matter. It is further noted that as per Govt. instructions in the reference 5th read above, the Engineer-in-Chief(PR) in his Proceedings dt:19-6-2020 has issued article of charge on the individual who was already retired from service on 30-11-2019, which is not accordance with APRP Rules, 1980, as the Government alone is the competent authority. The action of the Engineer-in-Chief (PR) Vijayawada vide his proceedings dt:19-6-2020 against Sri A. Shamsuddin, the then Assistant Engineer (Retd), is void as per Rule-9(2)(b)(i) of APRPR 1980. It is further observed that this case pertains to the year 2001, i.e., nearly 20 years back. Out of the two individuals, no action was initiated against Sri J. Atchaiah, M.P.D.O. Macherla, as he was retired long back even by that time. In respect of Sri A. Shamsuddin, the then Assistant Engineer, Macherla it is noted that he was retired from service on 30-11-2019, as such the proceedings issued against him by the Engineer-in-Chief (PR) Vijayawada dt:19-6-2020 are not valid. Further, no action could be initiated against the individual by the Government now under rule 9(2)(b) of A.P. Revised Pension Rules, 1980 due to limitation of (4) years period from the date of event in respect of the retired Government Servants. No inquiry could be conducted now against the retired individual, now for the incident that took place 20 years ago.

6. Government, after careful examination of the matter, have decided to drop further action against Sri A. Shamshuddin, formerly worked as Assistant Engineer, Macherla, now DEE, PR, V&QC SD, Markapur, Prakasam District (retired), in this matter.

7. Accordingly, Government hereby drop further action against Sri A. Shamshuddin, formerly worked as Assistant Engineer, Macherla, now DEE, PR, V&QC SD, Markapur, Prakasam District (now retired), in this matter.

8. The Engineer-in-Chief, Panchayat Raj, A.P., Vijayawada, shall take further action in the matter, accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

GOPAL KRISHNA DWIVEDI,
PRINCIPAL SECRETARY TO GOVERNMENT.

To
Sri A. Shamshuddin, the then AE, Macherla, now DEE, PR, V&QC SD,
Markapur, Prakasam District (now retired)
(through the Engineer-in-Chief, Panchayat Raj, A.P., Vijayawada.
The Engineer-in-Chief, Panchayat Raj, A.P., Vijayawada.
Copy to:
The Secretary to V.C, A.P.V.C,
A.P. Secretariat, Velagapudi.
The General Administration (V&E) Department.
SF/SC.

//FORWARDED::BY ORDER//

SECTION OFFICER